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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/817,063	04/01/2004	Shun-chen Chang	JLINP179	2692
25920	7590	03/10/2005	EXAMINER	
MARTINE PENILLA & GENCARELLA, LLP			PHAM, LEDA T	
710 LAKEWAY DRIVE			ART UNIT	
SUITE 200			PAPER NUMBER	
SUNNYVALE, CA 94085			2834	

DATE MAILED: 03/10/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b> 10/817,063	<b>Applicant(s)</b> CHANG ET AL.	
	<b>Examiner</b> Leda T. Pham	<b>Art Unit</b> 2834	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☐ Responsive to communication(s) filed on \_\_\_\_.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-5 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-3 and 5 is/are rejected.
- 7) ☒ Claim(s) 4 is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 01 April 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All    b) ☐ Some \* c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |   |  |
|---|--|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. ____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)  | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)            |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date <u>4/1/04</u> . | 6) <input type="checkbox"/> Other: ____  |

## DETAILED ACTION

### *Claim Rejections - 35 USC § 112*

1. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

2. Claim 5 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. In this claim “a ratio of an arc length of the pole surface to an axial height” is vague because which axial height is recited? It should be clear and definite if the subject matter is written as “an axial height of the pole surface”.

### *Claim Rejections - 35 USC § 102*

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

The changes made to 35 U.S.C. 102(e) by the American Inventors Protection Act of 1999 (AIPA) and the Intellectual Property and High Technology Technical Amendments Act of 2002 do not apply when the reference is a U.S. patent resulting directly or indirectly from an international application filed before November 29, 2000. Therefore, the prior art date of the

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reference is determined under 35 U.S.C. 102(e) prior to the amendment by the AIPA (pre-AIPA 35 U.S.C. 102(e)).

4. Claims 1 – 3 are rejected under 35 U.S.C. 102(b) as being anticipated by Ohi (U.S. Patent No. 5,220,227).

Referring to claim 1, Ohi teaches a radial winding stator structure for a single phase motor, the radial winding stator structure being composed of a plurality of silicon steel sheets that are stacked together, each of the silicon steel sheets comprising:

- a hub (the circular ring shape having teeth 10); and

- a plurality of poles numbering six or eight (six poles), each of which being radially extended from a circumference of the hub to form a radially extended portion (where winding 12 wound on), and tangentially expanded at a terminal of the radially extended portion to form a tangentially extended portion (10);

wherein the hub and the poles are one-piecemade, the radially extended portions of each of the poles are stacked to form a pole bobbin of the radial winding stator structure (12), the tangentially extended portions of each of the poles are stacked to form a pole surface (the face facing to the magnet 30, figure 1) of the radial winding stator structure, and an electrically conductive wire is wound around all of the pole bobbins (figure 1 –2).

Referring to claim 2, Ohi teaches the radial winding stator structure wherein the pole surface is a camber (figure 2).

Referring to claim 3, Ohi teaches the radial winding stator structure wherein the hub is formed with a through hole at a center thereof (figure 2).

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5. Claims 1 –3 are rejected under 35 U.S.C. 102(e) as being anticipated by Horng et al. (U.S. Patent No. 6,815,852 B2).

Referring to claim 1, Horng teaches a radial winding stator structure for a single phase motor, the radial winding stator structure being composed of a plurality of silicon steel sheets that are stacked together, each of the silicon steel sheets comprising:

a hub (the hub mounting on the axle tube 41); and

a plurality of poles numbering six or eight (eight poles), each of which being radially extended from a circumference of the hub to form a radially extended portion (where winding wound on), and tangentially expanded at a terminal of the radially extended portion to form a tangentially extended portion (40);

wherein the hub and the poles are one-piecemade, the radially extended portions of each of the poles are stacked to form a pole bobbin of the radial winding stator structure, the tangentially extended portions of each of the poles are stacked to form a pole surface (the face facing to the magnet 31, figure 1) of the radial winding stator structure, and an electrically conductive wire is wound around all of the pole bobbins (figure 3).

Referring to claim 2, Ohi teaches the radial winding stator structure wherein the pole surface is a camber (figure 3).

Referring to claim 3, Ohi teaches the radial winding stator structure wherein the hub is formed with a through hole at a center thereof (figure 4).

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***Allowable Subject Matter***

6. Claim 4 is objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

7. Claim 5 would be allowable if rewritten or amended to overcome the rejection(s) under 35 U.S.C. 112, 2nd paragraph, set forth in this Office action.

8. The following is an examiner's statement of reasons for allowance: the record of prior art does not show a ratio of an arc length of the pole surface to an axial height of the pole surface substantially ranges from 0.8 to 2.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Leda T. Pham whose telephone number is (571) 272-2032. The examiner can normally be reached on M-F (8:30-6:00) first Friday Off.

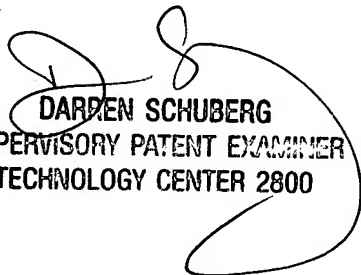
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Darren Schuberg can be reached on (571) 272-2044. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Leda T. Pham  
Examiner  
Art Unit 2834

LTP  
March 7, 2005



**DARDEN SCHUBERG**  
SUPERVISORY PATENT EXAMINER  
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